

Section 106

Delaware NAGPRA & Historic Preservation

P.O. Box 825
Anadarko, OK 73005
405 / 247-2448
Fax: 405 / 247-9393

January 3, 2001

Cory Grayburn
Deputy Project Manager
Parsons Transportation Group
11405 North Pennsylvania St., Suite 100
Carmel, IN 46032

RE: **U.S. 31 Improvement Project**
Environmental Impact Statement
Designation #9905500
Early Coordination
Hamilton County, Indiana

Dear Mr. Grayburn,

The Delaware Nation of Oklahoma has received your request for Indian religious sites or burial grounds in this particular location. We commend you in your efforts to consult with tribes before excavation begins. The area in question is significant to our historical migration and our aboriginal homeland. At this time we know of no sacred or burial sites at this location.

In the event that any culturally significant finds such as funerary or human remains should become inadvertently discovered, we ask that construction work would halt immediately and the tribe be contacted as soon as possible.

Please contact your State Historic Preservation Office to see if a Cultural Resource Survey has been done. If this survey is available, please carbon copy the survey to Rebecca Davidson. If a survey has not been done, we would like to see one done.

Please send all future inquiries pertaining to NEPA directly to Rebecca Ware, and should you have any further questions, please contact Rebecca Ware, Delaware Environmental Program Director, (405) 247-2448 x 124, our tribal contact. Our NAGPRA Representative, Linda Poolaw, maybe contacted through our tribal office, P.O. Box 825, Anadarko, OK 73005

Sincerely,
Delaware Nation of Oklahoma



Rebecca Ware
Environmental Program Director

RW/ab

Cc: Lawrence Snake
Linda Poolaw



Printed on Recycled Paper



Indiana County Historian

working to improve historical communication in Indiana



22 January 2001

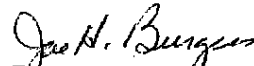
Cory Grayburn
% Parsons Transportation Group
11405 North Pennsylvania Street, Suite 100
Carmel, Indiana 46032

Dear Mr. Grayburn:

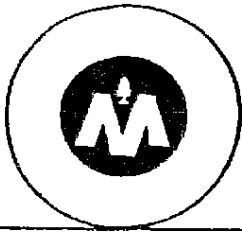
Re: U.S. Improvement Project
Environmental Impact Statement
Designation #9905500
Early Coordination
Hamilton County, Indiana

The undersigned has studied the material submitted to us on the above captioned project and do not know of any structure that would be considered of historical value within the proposed construction area, except two cemeteries shown on sheet 4 and sheet 7. The first is the New Carmel Cemetery and the second is Chester Cemetery. Both would be subject to Indiana State Law IC 23-14-44- 1 thru 3, prohibiting road and utility construction in cemeteries. I am always somewhat concerned with any project in the area of Westfield due to the many properties that may have been involved in the "Underground Railroad" prior to the Civil War. Not all have been placed on the National Register.

Respectfully,


Joe H. Burgess
Hamilton County Historian

JHB/jb



**MONON RAILROAD
HISTORICAL-TECHNICAL SOCIETY, INC.**

February 1, 2001

Mr. Cory Grayburn,
Deputy Project Manager
Parsons Transportation Group
11405 North Pennsylvania Street, Suite 100
Carmel, IN 46032

Re: US 31 Improvement Project
Environmental Impact Statement
Designation # 9905500
Hamilton County

Dear Mr. Grayburn:

Thank you for the opportunity to comment on the draft Environmental Impact Statement (EIS) for this project.

The Monon Railroad Historical and Technical Society, Inc.(MONRRHTS) was formed for the purpose of collecting and preserving of information, vestige and other items of historical or technical interest concerning the Monon Railroad and its predecessor companies or subsidiaries.

We note that there are two locations where the proposed roadway is either in contact or adjacent to the Indianapolis Branch of the Monon Railroad. Successor companies have removed all tracks from the area of this project. The southern location is at INDOT Structure 31-29-2453 which carried US 31 over the Monon Railroad. The second location is parallel to the roadway from approximately 169th Street to 181st Street. At the structure, we understand that there is a proposed "rail-to-trail" planned. Sheet 4 of 7 has identified this as "Monon Trail(Proposed)". This trail would be under jurisdiction of a park agency (State, County, Town, etc.) or an agency created specifically for the trail. The MONRRHTS does not participate directly in developing this type of facility.

The northern location is to the west of the existing highway and the improvements are unlikely to have an effect upon it. There appears to be private property between the highway right of way and former Monon right of way.

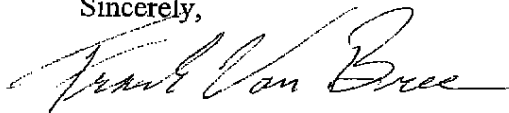
Monon Railroad Historical and Technical Society, Inc.
PO Box 6926, Bloomington, IN 47407-6926

Mr. Grayburn
January 29, 2001
Page 2

As an added comment, until recently the tracks of the Penn Cental Railroad (Locally known as the Central Indiana Railroad) crossed US 31 south of SR 32 in Westfield. Two societies similar to ours provides for its historic preservation. These are the New York Central System Historical Society, PO Box 58994, Philadelphia, PA 19102-8994 and the Pennsylvania Railroad Technical and Historical Society, PO Box 712, Altoona, PA 16603-0712

Thank you for the opportunity to comment on the draft environmental impact statement for this project.

Sincerely,

A handwritten signature in cursive script, reading "Frank Van Bree".

Frank Van Bree, President

cc: Jim Juricic, Environmental Assessment Manager INDOT
Ed Lewnard, Secretary MONRRHTS
File *filename*

Monon Railroad Historical and Technical Society, Inc.
PO Box 6926, Bloomington, IN 47407-6926



February 12, 2001

Cory Grayburn
Deputy Project Manager
US 31 Improvement Project
Parsons Transportation Group
11405 North Pennsylvania Street, Suite 100
Carmel, Indiana 46032

Federal Agency: Federal Highway Administration ("FHWA")

Re: Modifications to US 31 from I-465 to SR 38

Dear Mr. Grayburn:

Pursuant to Section 106 of the National Historic Preservation Act (16 U.S.C. § 470f) and 36 C.F.R. Part 800, the Indiana State Historic Preservation Officer ("Indiana SHPO") has conducted an analysis of the materials dated December 22, 2000, and received by the Indiana SHPO on December 27, 2000, for the above indicated project in Carmel, Clay and Washington townships, Hamilton County, Indiana.

As the authorized representative of FHWA, the Parson's Transportation Group is responsible for making a reasonable effort to carry out appropriate identification efforts. Therefore, beyond consultation with the Indiana SHPO or other consulting parties, you need to define the area of potential effects ("a.p.e."), document the a.p.e., gather and review historic information on properties within the a.p.e., and evaluate the significance of properties in the a.p.e. as specified in 36 C.F.R. § 800.4. Moreover, the Indiana SHPO must be notified of the results of your identification efforts supported by sufficient documentation to enable the Indiana SHPO to understand its basis.

To assist you with carrying out the appropriate identification efforts, refer to the following comments, and provide the requested documentation to support your analysis:

- 1) Based on the information provided, we believe the a.p.e. should incorporate not just the physical area where construction activities will take place, but also adjacent properties. Define the a.p.e. and provide a map or a good quality photocopy of a map containing: the boundaries of the a.p.e. and the precise location of the project area within those boundaries clearly outlined in dark ink on a copy of the relevant portion of a town, city, county, or U.S. Geological Survey quadrangle map and the names of nearby landmarks clearly labeled (e.g., major streets, roads, highways, railroads, rivers, lakes).
- 2) Document the a.p.e. by providing photographs, as needed, illustrating representative examples of buildings, structures, and landscape features in the a.p.e. Moreover, include close-up views of any properties, that you may consider to be historic, in relation to US 31. Key the photographs to a site map for our reference.
- 3) Detail any construction, demolition, and earthmoving activities. For example, what specific construction activities will be executed to upgrade the current road and where?
- 4) Indicate how much additional right-of-way (permanent and temporary) will be required, and where. Provide drawings *with a key* clearly showing existing and proposed conditions.
- 5) Describe the current and past land uses within the project area; in particular, state whether or not the ground is known to have been disturbed by construction, excavation, grading, or filling, and, if so,

indicate the part or parts of the project area that have been disturbed and the nature of the disturbance; agricultural tilling generally does not have a serious enough impact on archaeological sites to constitute a disturbance of the ground for this purpose.

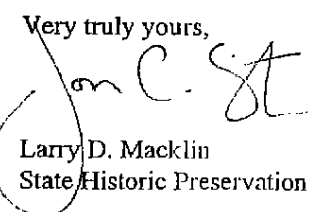
- 6) Provide a clear rationale for the scope of your identification efforts. For instance, if Parsons Transportation Group has reasons for limiting the scope of its evaluation efforts (e.g., based upon the nature of the work and the location of historic properties) within the area of potential effects, then it should provide the Indiana SHPO with sufficient information to enable us to understand the basis for its decision.
- 7) Provide the Indiana SHPO with the results of your identification efforts, such as a brief summary of eligible and ineligible buildings or structures within the a.p.e. (particularly those that may be affected) *and the basis for your determinations*, such as the applicability or inapplicability of the National Register criteria, the age of the properties, the integrity of the properties, or any other materials (such as available survey information) or evidence that might be appropriate to enable us or any other reviewing party to understand the basis for your evaluation.

For your information, we believe the following two properties meet the criteria to be considered eligible for inclusion in the National Register due to their architectural significance. The S. Lindley Farm on US 31 (site #057-667-20003) is a good example of Italianate farmhouse. The Hunt House on US 31 (site #057-667-20025) is a good example of the Gothic Revival style residential architecture.

At this time, the results of Parsons Transportation Group's identification efforts have not been documented. Therefore, we believe that it is premature to provide our views on effects. As mentioned above, once your identification steps are complete, we will need to be notified. Moreover, if there are historic properties that may be affected, you will need to provide us with sufficient information to enable us to provide our views on the effects (e.g., alterations to the roadway, shoulders, or existing landscape features). We look forward to continuing with our analysis of this project.

A copy of the revised 36 C.F.R. Part 800 that went into effect on January, 11, 2001, may be found on the Internet at www.achp.gov for your reference. If you have questions about our comments, please call our office at (317) 232-1646. Questions about buildings or structures should be directed to Michelle M. Daleiden-Fischer. Questions pertaining to archaeological issues should be directed to Jim Mohow or Rick Jones, Ph.D.

Very truly yours,



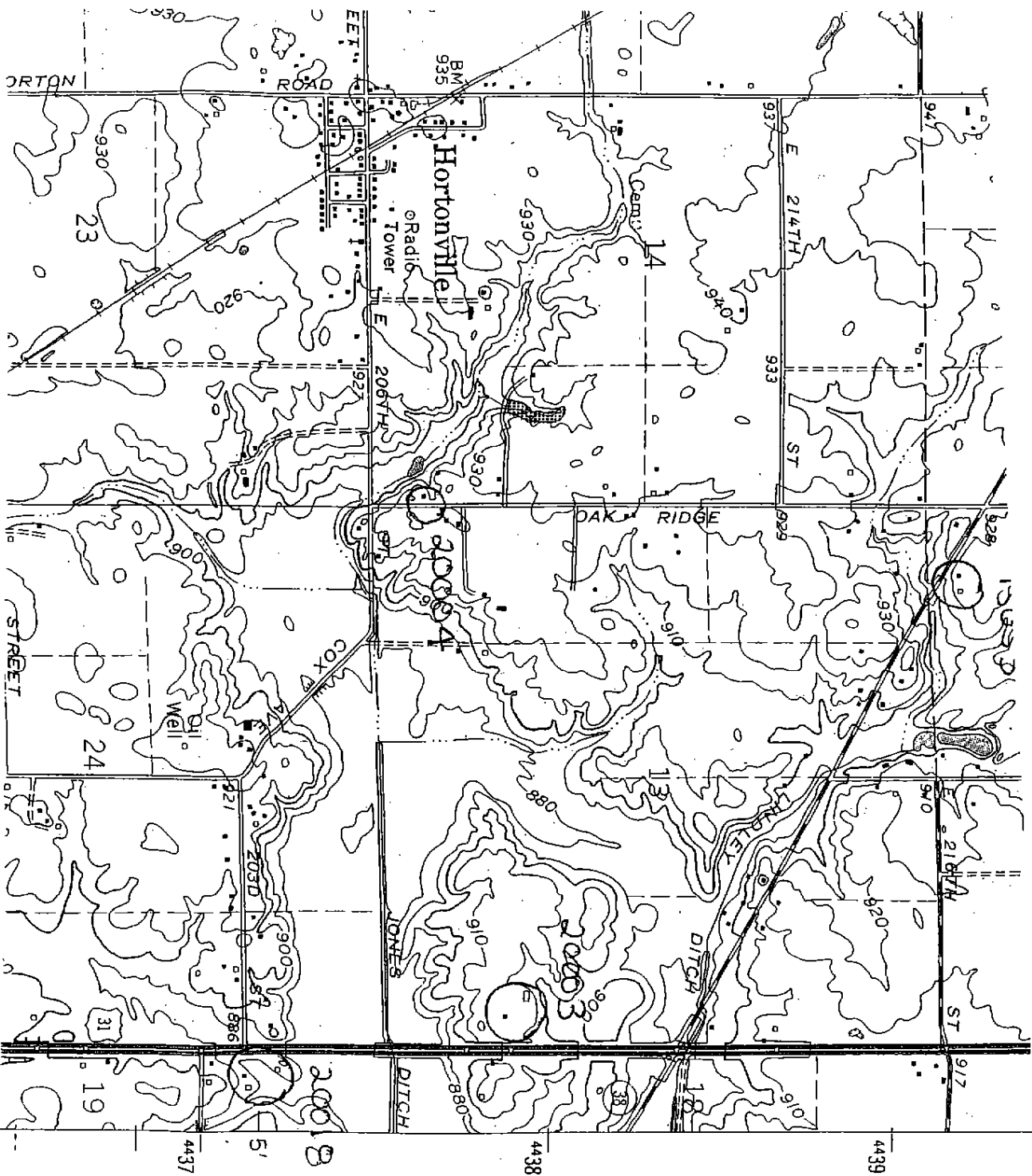
Larry D. Macklin
State Historic Preservation Officer

LDM:JAM:MDF:mdf

Enclosures

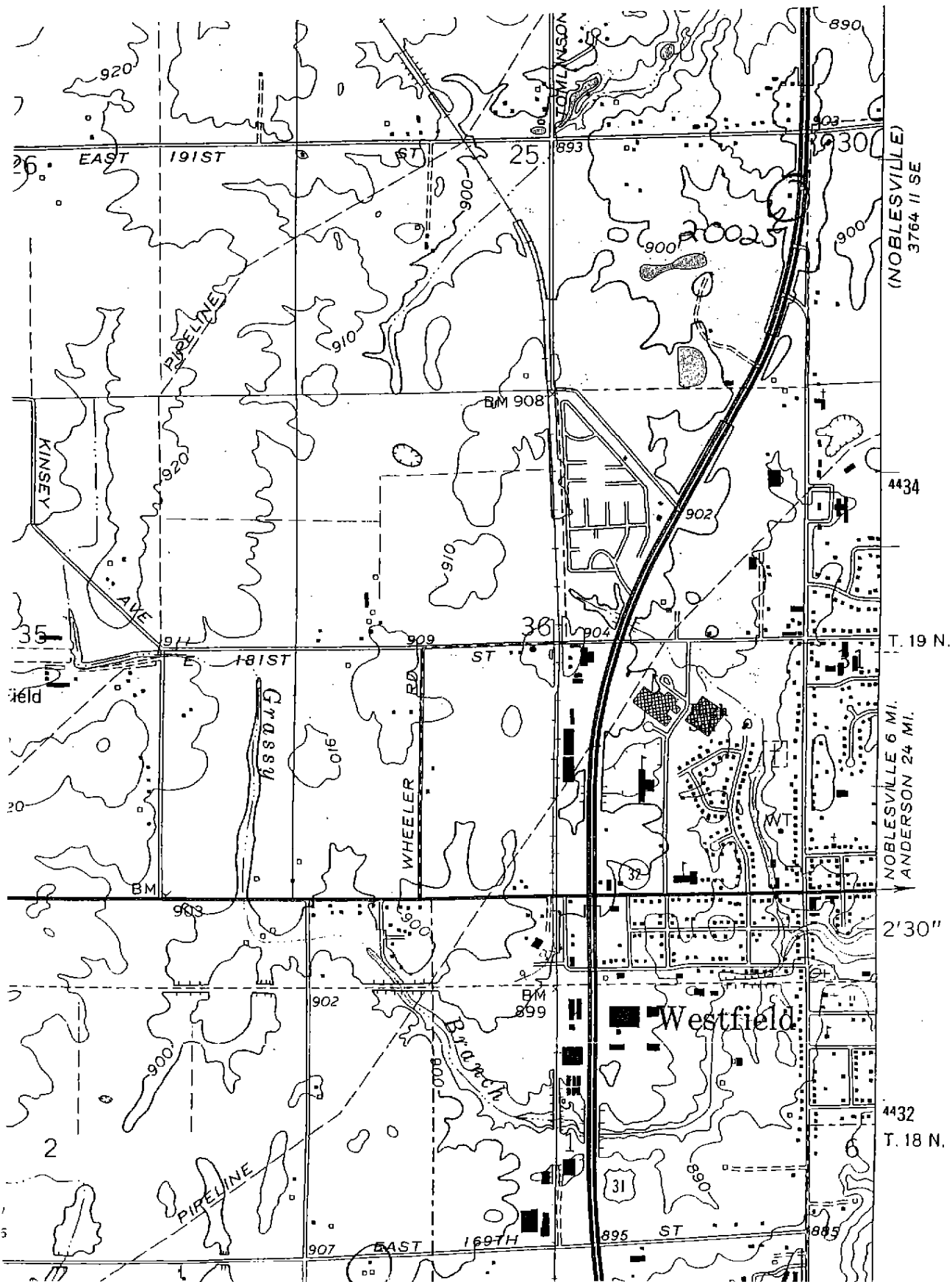
cc: John Baxter, Division Administrator, Federal Highway Administration
Amy Kotzbauer, Central Regional Office, Historic Landmarks Foundation of Indiana
Joe H. Burgess, Hamilton County Historian
Diane Nevitt, Hamilton County Historical Society
Jim Juricic, Indiana Department of Transportation

Westfield Quad



Westfield H.D.
 (057-667-2400-012)
 Westfield SS
 (25001-042)
 25001-004
 H.D.
 25001-004

Westfield Quad





HISTORIC
LANDMARKS
FOUNDATION OF
INDIANA

Central Regional Office
Kemper House
1028 North Delaware Street
Indianapolis, IN 46202
317 639 4534
Fax: 317 639 6720

February 15, 2001

Mr. Cory Grayburn
Deputy Project Manager
Parsons Transportation Group
11405 North Pennsylvania Street, Suite 100
Carmel, IN 46032

RE: U.S. 31 Improvement Project
Environmental Impact Statement
Designation #9905500
Hamilton County, Indiana

Dear Mr. Grayburn:

Historic Landmarks Foundation of Indiana is concerned about four historic resources that may lie within the potential area of effect for the proposed road improvement project on US 31. Specifically those properties are:

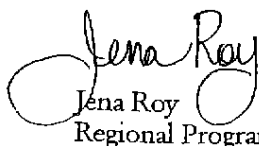
1. The S. Lindley Farm- Italianate, 1870. Rated Outstanding. (Site #20003)
2. The Chester Friends Cemetery- c.1859 to present. Rated Contributing. (Site #20017)
3. Farm- T-plan, c.1880. Rated Notable. (Site #20018)
4. The Hunt House- Gothic Revival/Italianate, c.1870. Rated Outstanding. (Site #20025)

The S. Lindley Farm and the Hunt House are both rated Outstanding in the *Hamilton County Historic Sites and Structure Inventory* and are therefore eligible for the National Register of Historic Places. The c. 1880 T-plan house and farm is rated Notable, which means that while it did not warrant an outstanding rating, with some additional research, the farmstead may prove to be eligible for the National Register. The Chester Friends Cemetery is rated Contributing, meaning that it would most likely not be individually eligible for the National Register, but it is important to us nonetheless because it contains grave markers that date to 1859 or earlier. Any negative impact that this road improvement project would have on these four historic resources would be cause for great concern by this organization.

At this point, we feel that we are unable to properly assess the effect of the project on these properties. Because the plans included in the information packet did not specify how much right-of-way would be taken from each side of the road, we were unable to determine whether the road improvements will encroach upon or otherwise detract from the historic character and setting of the properties. If you would kindly send more detailed information, we will be able to more accurately make a determination of effect.

If you have any questions, please feel free to call me at (317) 639-4534.

Sincerely,



Jena Roy
Regional Program Coordinator

cc: Amy Kotzbauer, Director
John Carr, Division of Historic Preservation & Archeology

Miami Tribe of Oklahoma

Miami Nation
Tribal Administration
(918) 542-1445 • Fax: (918) 542-7260
Tax Commission
Housing Improvement
Child Care
Community Health



Senior Service Center • (918) 542-7377
Library/Archives • (918) 542-4505
Tribal Police • (918) 542-9493
Domestic Violence/Emergency Shelter
Service • (918) 542-8668
Tribal Longhouse • (918) 675-4805

202 South Eight Tribes Trail
P.O. Box 1326
Miami, Oklahoma 74355

May 11, 2001

Mr. Cory Grayburn
Deputy Project Manager
Parsons Transportation Group
11405 N. Pennsylvania Street
Suite 100
Carmel, IN 46032

Re: Native American Cultural Resource Information Request
U.S. 31 Improvement Project – Environmental Impact Statement
Designation #9905500
Early Coordination – Hamilton County, Indiana

Dear Mr. Grayburn,

Aya, kikwesitoole. My name is Julie Olds and I am the Cultural Preservation Officer for the Miami Tribe of Oklahoma. In this capacity I am the Miami Nation's point of contact for all NAGPRA and Section 106 issues.

In reference to your NEPA documentation request, dated December 22, 2000, the Miami Nation is not currently aware of existing documentation directly linking Indian Religious Sites, or specific historic properties, to the proposed construction at the above referenced site. However, as this site is within the aboriginal homelands of the Miami Nation, should any Native American items falling under the Native American Graves Protection and Repatriation Act (NAGPRA) be discovered during this construction project the Miami Nation requests immediate consultation with the Indiana Historical Society, Indiana DNR, and all such related entities.

The Miami Nation offers no objection to the proposed construction at this time. However, should human remains and/or objects be uncovered please contact me at 918-542-1445, or by mail at the address listed above, to initiate consultation.

Sincerely,

Julie Olds
Cultural Preservation Officer

*The Miami seal has a blue background, representing peace and tranquility;
red, representing courage, twin teepees spell out the word "Miami".
the words "mamaque" "pehkokia" means "together peace".*



Indiana Department of Natural Resources

Frank O'Bannon, Governor
Larry D. Macklin, Director

Division of Historic Preservation
and Archeology
402 W. Washington Street, W274
Indianapolis, IN 46204-2748
PH: 317/232-1646
FAX: 317/232-0593
dhpa@dnr.state.in.us

August 3, 2001

Cory Grayburn
Deputy Project Manager
Parsons Transportation Group
11405 North Pennsylvania Street, Suite 100
Carmel, Indiana 46032

Federal Agency: Federal Highway Administration ("FHWA")

Re: Additional information regarding modifications to US 31 from I-465 to SR 38
(Designation #9905500)

Dear Mr. Grayburn:

Pursuant to Section 106 of the National Historic Preservation Act (16 U.S.C. § 470f) and 36 C.F.R. Part 800, the Indiana State Historic Preservation Officer ("Indiana SHPO") is conducting an analysis of the materials dated May 29, 2001, and received by the Indiana SHPO on May 30, 2001, for the above indicated project in Clay and Washington townships, Hamilton County, and Washington and Pike townships, Marion County, Indiana.

We regret that, due to schedule conflicts, we were unable to send a staff person to the June 28, 2001, Interagency Review Meeting.

Based upon the information provided, we have noted that you are still in the process of determining alternatives. To facilitate the identification and analysis of historic properties within the proposed alternatives, we recommend that you refer to the *Hamilton County Interim Report, Indiana Historic Sites and Structures Inventory, 1992* and the *Marion County Interim Report, Indiana Historic Sites and Structures Inventory, Washington Township, 1999*, and the *Marion County Interim Report, Pike and Lawrence townships, 1994, Indiana Historic Sites and Structures Inventory*. We have enclosed a list of facilities that should have a complete set of Interim Reports available for public use. Additionally, copies of Interim Reports are available for purchase through the Historic Landmarks Foundation of Indiana [340 West Michigan Street, Indianapolis, Indiana 46202 (317) 639-4534, www.historiclandmarks.org]. For information regarding properties that have been listed on the National Register of Historic Places, the National Park Service maintains a database which can be accessed through their website at www.cr.nps.gov/nr.

Cory Grayburn
August 3, 2001
Page 2

With respect to the archaeological aspects of this review, it is likely that portions of the proposed project areas have not been assessed by a professional archaeologist. Based upon our knowledge of the region, locations within the proposed project areas are physiographically suitable to contain archaeological resources. In order to determine the effects of this project on archaeological resources and as part of the Federal Agency Official's responsibilities to identify historic properties, pursuant to 36 C.F.R. 800.4, we would need an archaeological reconnaissance level survey conducted on all previously undisturbed areas that would be suitable for human habitation. The survey must be done in accordance with the Secretary of the Interior's "Standards and Guidelines for Archaeology and Historic Preservation" (48 F.R. 44716). A description of the survey methods and results must then be submitted to the Division of Historic Preservation and Archaeology for review before the areas can be cleared for construction activities.

Once the area(s) of potential effects has been identified and the identification of historic properties has been initiated, we will be happy to assist you further.


Please send future correspondence to the attention of my staff at the Division of Historic Preservation and Archaeology, 402 West Washington Street, Room W274.

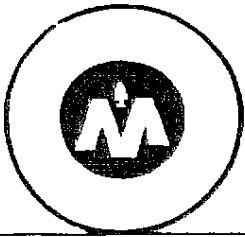
A copy of the revised 36 C.F.R. Part 800 that went into effect on January 11, 2001, may be found on the Internet at www.achp.gov for your reference. If you have questions, please contact our office at (317) 232-1646. Questions about archaeological issues should be directed to Bill Mangold. Questions about buildings or structures should be directed to Karie Brudis.

Very truly yours,

Larry D. Macklin
State Historic Preservation Officer

LDM:KAB:JLC:WLM:wlm


cc: John Baxter, Division Administrator, Federal Highway Administration
Cynthia Brubaker, Director, Central Regional Office, Historic Landmarks Foundation of Indiana



**MONON RAILROAD
HISTORICAL-TECHNICAL SOCIETY, INC.**

April 18, 2002

Erin Breetzke, Environmental Planner
Parsons Transportation Group
11405 North Pennsylvania Street
Carmel, IN 46032

Re: US 31 Improvement Project
Hamilton County
Des 9905500
Section 106 Consultation Meeting

Dear Ms Breetzke:

Thank you for the opportunity to participate in the Section 106 consultation meeting for this project, April 16, 2002.

The purpose of the Monon Railroad Historical and Technical Society, Inc. is to collect and preserve information, vestige and other items of historical or technical interest concerning the Monon Railroad, its predecessor companies etc. In particular the earliest predecessors in this area were the Indianapolis, Delphi and Chicago and Louisville, New Albany and Chicago.

All that remains of the Monon in the study area are the route of the railroad which is used in part as the "Monon Trail" and the depot in Carmel. Both of these items are being handled by parties other than this Society. All other railroad owned facilities that might be of interest have been removed.

In addition your list contained Item 26027, Goodrich Brothers Grain Elevator that was a customer of both the Monon and the railroad which it crossed at Westfield. Except for noting its status as a customer of the railroad we do not have an interest in preserving this privately owned structure and surrounding land..

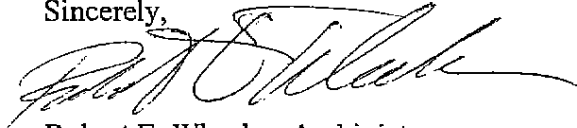
The Society has the engineering drawings from the Monon Railroad which can be made available for your use in this project.

Documentation Department
8104 Bromley Place, Indianapolis, IN 46219-2852 (317)897-3903 rewheeler@iquest.net

Ms. Erin Breetzke,
April 18, 2002
Page 2

If additional information is needed or we may be of further assistance in this project, please advise.

Sincerely,

A handwritten signature in dark ink, appearing to read "Robert E. Wheeler", with a stylized flourish at the end.

Robert E. Wheeler, Archivist

cc: Frank VanBree, President
Ed Lewnard, Secretary
File US31 Sec106.wpd

Documentation Department
8104 Bromley Place, Indianapolis, IN 46219-2852 (317)897-3903 rewheeler@iquest.net



Indiana County Historian

working to improve historical communication in Indiana



19 April 2002

Erin Breetzke, M.E.S.
% Parsons Transportation Group
11405 North Pennsylvania Street, Suite 100
Carmel, Indiana 46032

Dear Mr. Breetzke:

Re: US 31 Improvement Project
Hamilton County, Indiana
Designation #9905500
Section 106 Consultation Meeting

This is to inform you that I was unable to attend your scheduled meeting on 16 April 2002 because I had a conflict in meetings. I am also chairman of the Hamilton County Cemetery Commission and presided at their meeting at the same time your meeting was scheduled. I have also been in and out of the hospital since mid-October including 3 different surgeries and have not been able to travel out of town since.

The listing entitled "US 31 Improvement Project Historical and Archaeological Resources" is very good. The 100 foot restriction provided by the state law does not bother us to much as many existing roads now lie within the 100 foot distance, however, the remainder of the law ought to be followed and that is that no right of way or utility easements can be made on land "set aside for cemetery purposes."

If I can be of any assistance to you in this matter, please notify me.

Respectfully,

Joe H. Burgess
Hamilton County Historian

JHB/jb



HISTORIC
LANDMARKS
FOUNDATION OF
INDIANA

Central Regional Office
Kemper House
1028 North Delaware Street
Indianapolis, IN 46202
317 639 4534
Fax: 317 639 6720

April 25, 2002

Ms. Erin Breetzke, M.E.S.
Environmental Planner
Parsons Transportation Group
11405 North Pennsylvania Street, Suite 100
Carmel, IN 46032

RE: U.S. 31 Improvement Project
Designation #9905500
Hamilton County, Indiana

Dear Ms. Breetzke:

Thank you very much for the opportunity to meet with you on April 16, 2002, to discuss the specifics of the US 31 Improvement Project. We appreciate all the time and effort you have put into determining the potential effects of this project on the historic resources in the area. We are confident that your care and attention will allow for a final decision that will have the least negative impact.

At the meeting, you identified fifteen properties that lie within the APE. We realize that more research is needed and is underway, however, a summary of our response to this information is as follows:

We strongly object to the proposed demolition of site #20025, the Hunt House. We also continue to be concerned about seven properties that are either very close to the project or may be directly hit from one of the alternatives presented. They are: #55010— Benjamin Chapel House, #26027— Goodrich Brothers Grain Elevator, #26026— House, #26025— House, #20020— House, #20018— Farm, #20003— S. Lindley Farm. And we have concerns with two of the three cemeteries in the APE: #56001— Carmel Cemetery, and #20017— Chester Friends Cemetery. These two cemeteries will be directly hit by the project.

We believe that our concerns can be addressed by choosing the best possible alternative for this project. Mr. Grayburn indicated that one of the goals of the April 16th meeting was to discuss which alternatives would continue on in the process. We would like to encourage you to continue to consider Alternative G, which seems to us, based in the information presented at the meeting, to have the least impact. As of the current plans, no historic buildings would be demolished and the project would be in close proximity to only two buildings, sites #55010 and #20020. Whereas the other alternatives could have up to four direct hits, including the Hunt House, which would be demolished in Alternative F.

Thank you again for the opportunity to meet with you. We look forward to working with you on this project. Please do not hesitate to contact me at (317) 639-4534 if you have any questions.

Sincerely,

Jena Roy
Regional Program Coordinator

cc: Cynthia Brubaker, Director
John Carr, Division of Historic Preservation & Archeology



Indiana County Historian

working to improve historical communication in Indiana



29 April 2002

Erin Breetzke, M.E.S.
% Parsons Transportation Group
11405 North Pennsylvania Street, Suite 100
Carmel, Indiana 46032

Dear Erin Breetzke:

Re: US 31 Improvement Project

I have looked over the material you sent me under date of 25 April 2002 and basically agree with the listings in the Historical and Archaeological Resources, although I may be able to make a little clarification of 20019 Pleasant View Cemetery. The location of this cemetery is on the south side of 203rd Street, approximately 1/4 of a mile east of present day U.S. 31. Also, 20017 Chester Friends Cemetery says present law will proscribe any activity within 100 feet of this resource. At present the west right of way of U.S. 31 lies to the east and adjacent to the east line of the cemetery. This as is the case with all cemeteries we do not get too concerned with the 100 foot portion of this law if present roads etc. have already been in existence, however, the remainder of the law which prevents any right of way or utility grants with the land "set aside for cemetery purposes" does apply.

The only other correction that I feel you should have concerns my listing as a consulting party. The telephone number should be 317/773-3454 instead of the Hamilton County Historical Society, also the zip code should be 46060-2146.

Respectfully,

Joe H. Burgess

Joe H. Burgess
Hamilton County Historian

JHB/jb



Indiana Department of Natural Resources

Division of Historic Preservation & Archaeology • 402 W. Washington Street, W274 • Indianapolis, IN 46204-2739
Phone 317-232-1646 • Fax 317-232-0693 • dhpa@dnr.state.in.us

Frank O'Bannon, Governor
John Goss, Director



May 15, 2002

Erin Breetzke, MES
Environmental Planner
Parsons Transportation Group
11405 North Pennsylvania Street, Suite 100
Carmel, Indiana 46032

Federal Agency: Federal Highway Administration

Re: Additional information concerning the modifications to US 31 from I-465 to SR 38
(Designation #9905500; DNR #8610-1)

Dear Ms. Breetzke:

Pursuant to Section 106 of the National Historic Preservation Act (16 U.S.C. . 470f) and 36 C.F.R. Part 800, the Indiana State Historic Preservation Officer (Indiana SHPO) has conducted an analysis of the materials dated April 1, 2002, and April 25, 2002, and received by the Indiana SHPO on April 2, 2002, and April 26, 2002, for the above indicated project in Carmel, Clay and Washington townships, Hamilton County, Indiana.

In our opinion, the following properties are individually eligible for inclusion in the National Register of Historic Places:

- 1) S. Lindley Farm on US 31 (Site #057-667-20003 per the *Hamilton County Interim Report*) is a good example of Italianate architecture.
- 2) Hunt House on US 31 (Site #057-667-20025) is a good example of the Gothic Revival style of architecture.

However, based upon the available historical and architectural documentation, we believe that the following properties do not meet the criteria to be considered eligible for inclusion in the National Register.

- 1) Chester Friends Cemetery on US 31 (Site #057-667-20017)
- 2) Farm on US 31 (Site #057-667-20018)
- 3) Pleasant View Cemetery on East 202nd Street (Site #057-667-20019)
- 4) House on East 191st Street (Site #057-464-20020)
- 5) Farm on Grassy Branch Road (Site #057-464-20023)
- 6) House on Westfield Boulevard (Site #057-464-20042)
- 7) House at 315 West Main Street (Site #057-667-26025)
- 8) House at 131 Poplar Street (Site #057-667-26026)
- 9) Goodrich Brothers Grain Elevator on SR 32 (Site #057-667-26027)
- 10) Summit Lawn Cemetery (Site #057-667-26037)
- 11) Benjamin Chappel House at 416 West Smoky Road (Site #057-098-55010)
- 12) Farm on West 131st Street (Site #057-098-55011)
- 13) Carmel Cemetery on North Rangeline Road (Site #057-098-56001)

We would be happy to reevaluate the above listed thirteen properties, if more historical or architectural documentation becomes available.

When the information becomes available, please provide a detailed site plan, drawn to scale, showing the footprint or face of the Lindley Farm and the Hunt House in relation to the existing and proposed conditions (e.g., roadway, right-of-way, driveways, etc.). Be sure to include any changes to the existing conditions.

In regard to archaeological aspects of this review, we concur that 12H359 will require further investigations. Sites 12H87, 12H88, 12H102, 12H120, 12H121, 12H151, 12H155, 12H168, 12H304, 12H458, 12H459, 12H460, 12H482, 12H823, 12H824, 12H848, and 12H849 are not eligible for register status.

Our records indicate that portions of the proposed project area have not been assessed by a professional archaeologist. Based upon our knowledge of the region, the proposed project area is physiographically suitable to contain archaeological resources. In order to determine the effects of this project on archaeological resources and as part of the Federal Agency Official's responsibilities to identify historic properties, pursuant to 36 C.F.R. 800.4, we will need an archaeological reconnaissance level survey. The survey must be done in accordance with the Secretary of the Interior's "Standards and Guidelines for Archaeology and Historic Preservation" (48 F.R. 44716). A description of the survey methods and results must be submitted to the Division of Historic Preservation and Archaeology for review before we can comment further.

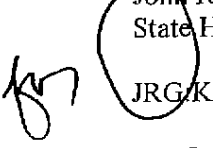
In the event that sites which are eligible for the National Register are discovered, the applicant must follow the rules and regulations established by the Advisory Council on Historic Preservation (found at 36 C.F.R. Part 800) to implement federal Public Laws 89-665, 94-422, and 96-515, and Executive Order 11593

If you have questions about our comments, please call our office at (317) 232-1646. Questions about archaeological issues should be directed to Bill Mangold. Questions about buildings or structures should be directed to Karie A. Brudis.

Very truly yours,



John R. Goss
State Historic Preservation Officer



JRG/KAB:WLM:wlm

cc: John Baxter, Division Administrator, Federal Highway Administration
Jena Roy, Central Regional Office, Historic Landmarks Foundation of Indiana



Indiana County Historian

working to improve historical communication in Indiana



May 24, 2002

Parsons Transportation Group
11405 North Pennsylvania Street, Suite 100
Carmel, IN USA 46032
Attn: Erin Breetzke

RE: US 31 Improvement Project

Ms. Breetzke,

Pursuant to our telephone conversation of May 23, 2002, we enclose a copy of IC-23-14-44-1, Prohibition on Road and Utility Construction in Cemeteries.

Respectfully,

Joe H. Burgess,
Hamilton County Historian

JHB/lab

encl. as above

CHAPTER 44. PROHIBITION ON ROAD AND UTILITY CONSTRUCTION IN CEMETERIES

IC-23-14-44-1 Application; restrictions on construction

Sec. 1. (a) This section applies to a cemetery from the time internment, entombment, or inurnment spaces in the cemetery are ready for immediate use and bona fide sales have been made.

(b) A railroad, street, road, alley, pipeline, pole line, or other public thoroughfare or utility shall not be laid out through, over, or across any part of the cemetery within one hundred (100) feet of:

- (1) a space in which burial rights have been transferred;
- (2) a mausoleum in the cemetery;
- (3) a garden crypt in the cemetery; or
- (4) a columbarium in a cemetery; without the consent of the owner of the cemetery.

IC-23-14-44-2 Issue of permanent injunction

Sec. 2. Upon the complaint of any person, a permanent injunction shall be issued to prevent any other person from locating or constructing a railroad, street, road, alley, pipeline, pole line, or other public thoroughfare or utility on any ground that is:

- (1) held, used, or occupied as a cemetery; or
- (2) held for cemetery purposes.

IC 23-14-44-3 Violation

Sec. 3. A person who knowingly violates this chapter commits a Class B misdemeanor.



Indiana Department of Natural Resources

Division of Historic Preservation & Archaeology • 402 W. Washington Street, W274 • Indianapolis, IN 46204-2739
Phone 317-232-1646 • Fax 317-232-0693 • dhpa@dnr.state.in.us

Frank O'Bannon, Governor
John Goss, Director



August 14, 2002

Cory Grayburn
Parsons Transportation Group
11405 North Pennsylvania Street, Suite 100
Carmel, Indiana 46032

Federal Agency: Federal Highway Administration

Re: Additional information concerning the modifications to US 31 from I-465 to SR 38
(Designation #9905500; DNR #8610-1)

Dear Mr. Grayburn:

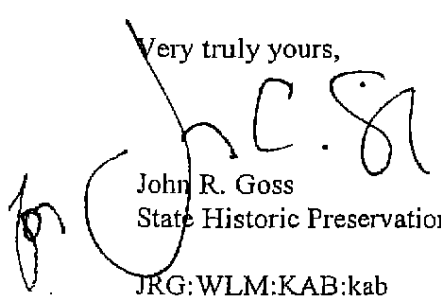
Pursuant to Section 106 of the National Historic Preservation Act (16 U.S.C. § 470f) and 36 C.F.R. Part 800, the Indiana State Historic Preservation Officer ("Indiana SHPO") has conducted an analysis of the materials dated July 15, 2002, and received by the Indiana SHPO on July 16, 2002, for the above indicated project in Carmel, Clay and Washington townships, Hamilton County, Indiana.

In regard to archaeological concerns, we will comment further when the field reconnaissance is submitted.

With respect to buildings and structures, once the route has been finalized, please provide a detailed site plan, drawn to scale, showing the footprint or face of the properties identified in the *US 31 Preliminary Alternatives Analysis and Screening Report* in relation to the existing and proposed conditions (e.g., roadway, right-of-way, driveways, etc.). Be sure to include any changes to the existing conditions.

A copy of the revised 36 C.F.R. Part 800 that went into effect on January 11, 2001, may be found on the Internet at www.achp.gov for your reference. If you have questions about our comments, please call our office at (317) 232-1646. Questions about archaeological issues should be directed to Bill Mangold. Questions about buildings or structures should be directed to Karie A. Brudis.

Very truly yours,


John R. Goss
State Historic Preservation Officer

JRG:WLM:KAB:kab

cc: John Baxter, Division Administrator, Federal Highway Administration
Jena Roy, Central Regional Office, Historic Landmarks Foundation of Indiana



Indiana Department of Natural Resources

Division of Historic Preservation & Archaeology • 401 W. Washington Street, W274 • Indianapolis, IN 46204-2739
Phone 317-232-1646 • Fax 317-232-0693 • dhpa@dnr.state.in.us

Frank O'Bannon, Governor
John Goss, Director



February 17, 2003

Cory Grayburn
Project Manager
Parsons Transportation Group
11405 North Pennsylvania Street, Suite 100
Carmel, Indiana 46032

Federal Agency: Federal Highway Administration

Re: Additional information and November 18, 2002 meeting record about the modifications to US 31
from I-465 to SR 38 (Designation #9905500; DNR #8610-1)

Dear Mr. Grayburn:

At your request, the Indiana State Historic Preservation Officer ("Indiana SHPO") has conducted an analysis of the materials dated December 11, 2002, and received by the Indiana SHPO on December 16, 2002, for the above indicated project in Carmel, Clay and Washington townships, Hamilton County, Indiana, specifically with regard to Section 4(f) issues.

As we previously indicated, the Hunt House on US 31 North and the Lindley Farm at 20820 US 31 North, are individually eligible for inclusion in the National Register due to their architectural significance.

Based upon the photographs and documentation provided, it is difficult to determine if the Willey House is individually eligible. However, we believe that it is at least potentially eligible and will revisit it if additional, clear photographs are provided (not photocopies) and some kind of plan is provided identifying the 1928 and 1960 portions of the home.

We do not believe that the Gabled Ell is eligible.

With respect to the property boundaries for the Willey House, Hunt House and Lindley Farm, as shown on the aerial photographs, we have prepared the following comments:

We agree that the possible historic boundaries of the Willey House are more or less the same as shown on the aerial photograph.

Because the Hunt House is eligible mostly for its architectural significance, we believe that the possible property boundaries would not include the entire portion identified as the "historic boundary" on the aerial photograph. We believe that the north, west and east boundaries are more or less accurate; however, it is difficult to determine what the actual relationship is between the property and the roadway. The southern boundary would extend to the "y" of historic boundary. We have identified the probable historic boundaries of the property on the aerial photographs you provided (see enclosures). Please note that these boundaries have been drawn based upon the information that has been provided to our office.

Although it is impressive that the acreage of the Lindley Farm property have remained the same for over 100 years, we do not believe that all of it contributes to the property's significance. Therefore, the possible boundaries would be much smaller than outlined on the aerial photographs. Looking at the aerial for Alternative G, the western boundary would be the line where the vegetation changes from trees to the field. North would be about 1/4 of an inch from the north side of the barn. East would be the roadway and south would be about 1/2 inch from the south side of the driveway. Again, we have identified the probable historic boundaries of the property on the aerial photographs you provided.

With respect to whether or not the Temporary Construction Easement Criteria are applicable, it appears to us that there may be a permanent, adverse change to the features or attributes of the Hunt House, as access to the property will no longer be from US 31, changing the setting and orientation of the property. Therefore, we are not sure that the Temporary Construction Easement Criteria

apply here.

With respect to the Lindley Farm, if Alternative F is chosen, the Temporary Construction Easement Criteria would not apply, as it appears to us, there may be a permanent adverse change to the features or attributes of the property as access would no longer be from US 31, changing the setting and orientation of the property. If Alternative G is chosen, the criteria would appear to apply.

In short, based upon what we have been shown, we believe that Section 4(f) would be applicable to both the Hunt House and the Lindley Farm if Alternative F is chosen. It would not, however, apply to either property if Alternative G is chosen.

Please keep in mind though that we are not well versed in applying the Section 4(f) guidelines and are uncertain if we have applied them correctly for the proposed project. In terms of Section 106, it will be necessary to apply the criteria of adverse effect, in accordance with 36 C.F.R. § 800.5, to determine if the integrity of the Hunt House and the Lindley Farm's location, design, setting, materials, workmanship, feeling or association will be directly or indirectly altered as a result of this project, in addition to what is identified above.

With respect to archaeological issues, please refer to our letter dated August 14, 2002.

A copy of the revised 36 C.F.R. Part 800 that went into effect on January 11, 2001, may be found on the Internet at www.achp.gov for your reference. If you have questions about our comments, please call our office at (317) 232-1646. Questions about archaeological issues should be directed to Bill Mangold. Questions about buildings or structures should be directed to Karie A. Brudis.

Very truly yours,

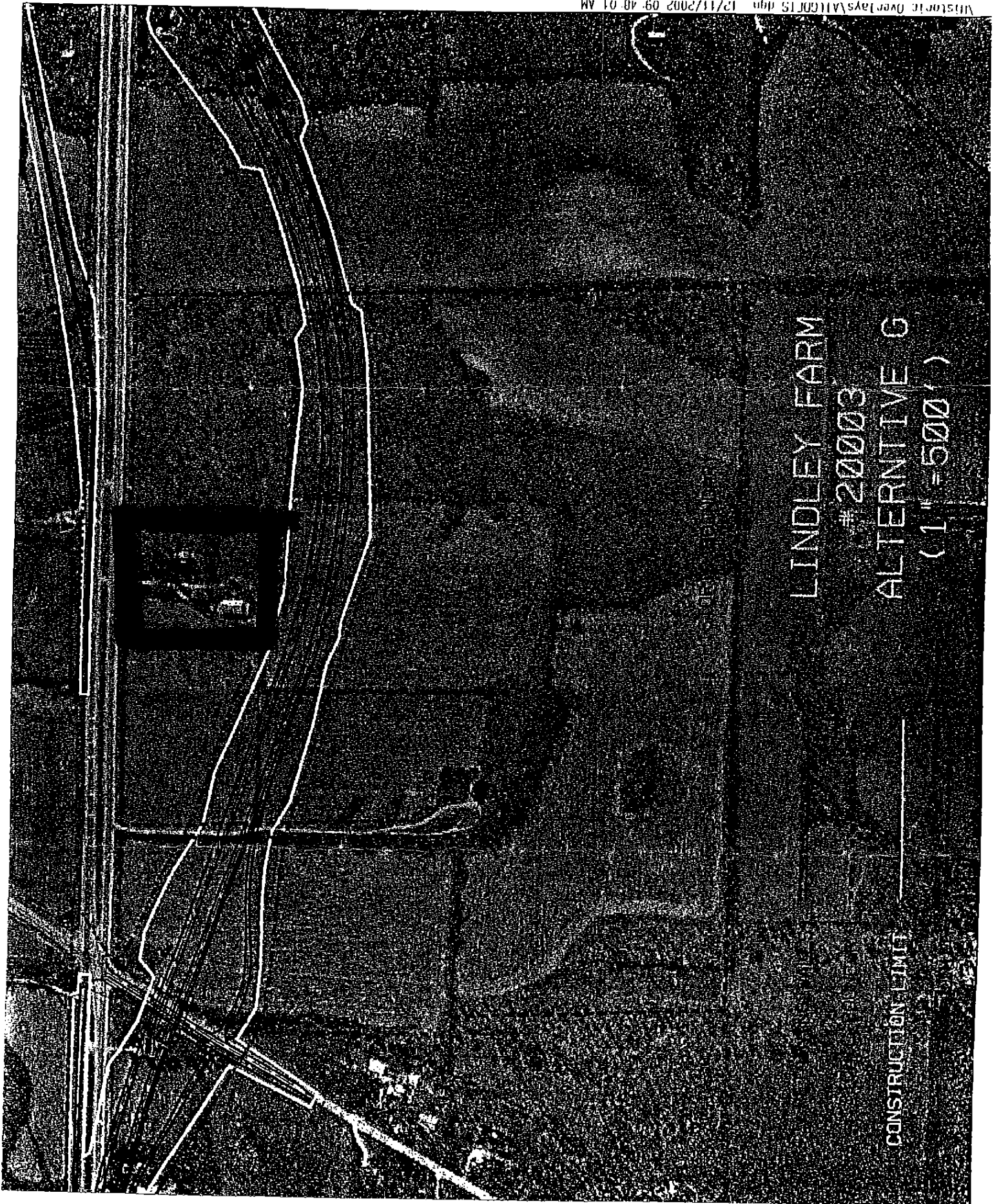


Jon C. Smith
Deputy State Historic Preservation Officer

JCS:KAB:JLC:kab

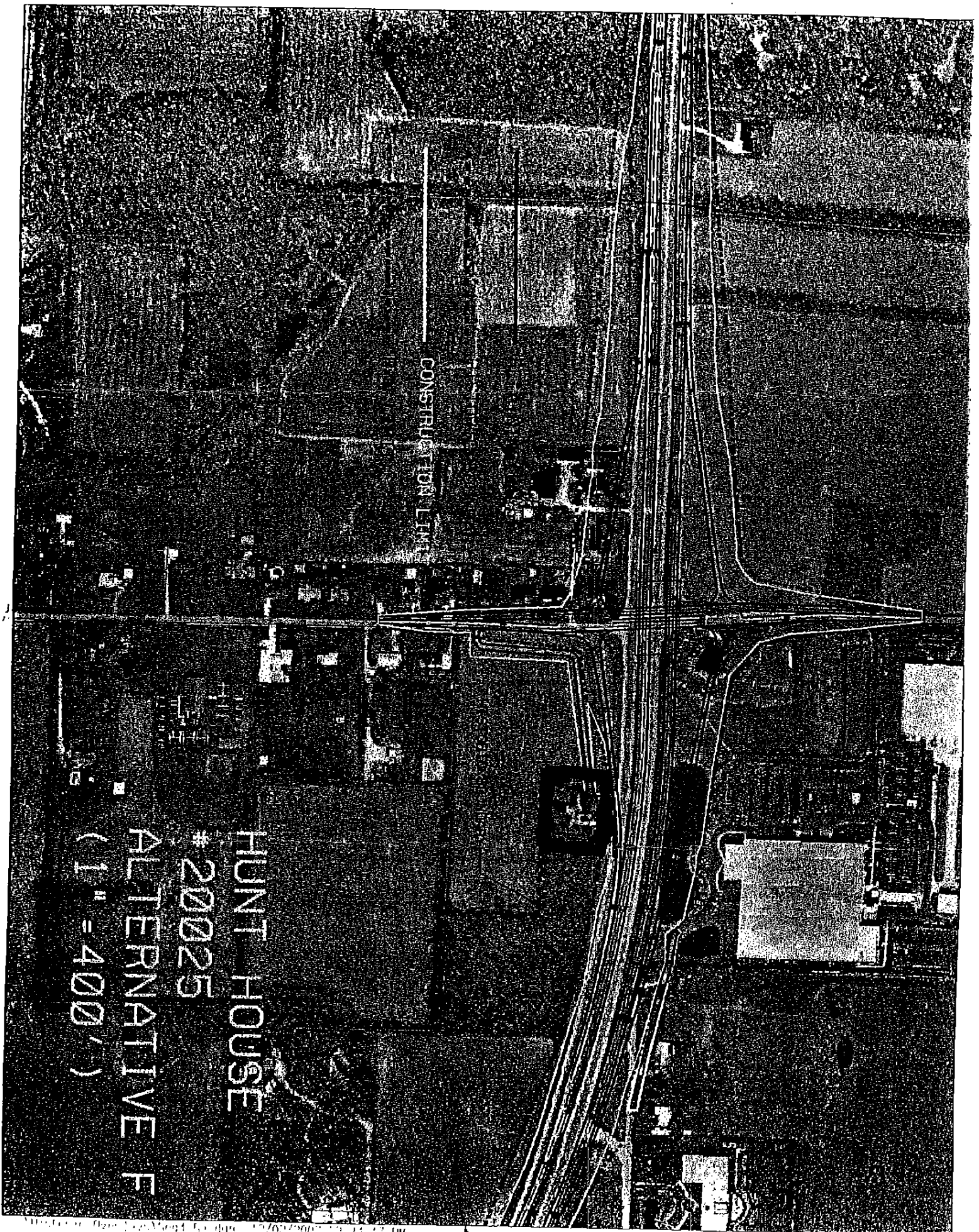
Enclosures

cc: Janice Osadczuk, Indiana Department of Transportation with enclosures
John Baxter, Federal Highway Administration with enclosures
Camille Fife, The Westerly Group
emc: Central Regional Office, Historic Landmarks Foundation of Indiana



LINDLEY FARM
#20003
ALTERNATIVE G
(1" = 500')

CONSTRUCTION LIMIT



HUNT HOUSE
#20025
ALTERNATIVE F
(1" = 400')



Indiana Department of Natural Resources

Division of Historic Preservation & Archaeology • 402 W. Washington Street, W274 • Indianapolis, IN 46204-2739
Phone 317-232-1646 • Fax 317-232-0693 • dhpa@dnr.state.in.us

Frank O'Bannon, Governor
John Goss, Director



March 28, 2003

Cory Grayburn
Project Manager
Parsons Transportation Group
11405 North Pennsylvania Street, Suite 100
Carmel, Indiana 46032

Federal Agency: Federal Highway Administration

Re: Additional information and request for determinations of eligibility for properties in conjunction with the modifications to US 31 from I-465 to SR 38 (Designation #9905500; DNR #8610-1)

Dear Mr. Grayburn:

At your request, the Indiana State Historic Preservation Officer (AIndiana SHPO) has conducted an analysis of the materials dated February 28, 2003, March 6, 2003, and March 20, 2003, and received by the Indiana SHPO on February 28, 2003, March 7, 2003, and March 21, 2003, for the above indicated project in Carmel, Clay and Washington townships, Hamilton County, Indiana.

As we have indicated in our letters dated May 15, 2002 and February 17, 2003, we still believe that the Hunt House on US 31 North and the Lindley Farm at 20820 US 31 North are individually eligible for inclusion in the National Register of Historic Places due to their architectural significance. With respect to the historic boundaries for the Hunt House, we believe that they should be extended to the edge of the US 31 roadway as that portion of the property contributes to the significance and setting of the property. We do not have any concerns with the property boundaries for the Lindley Farm.

With respect to the Westfield Historic District, we believe that it is eligible for inclusion in the National Register for its collection of late nineteenth century architecture.

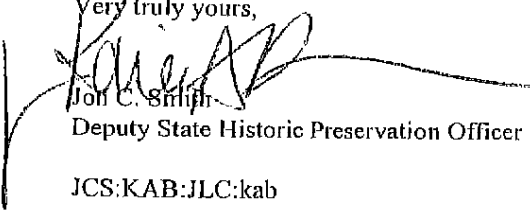
Based upon the photographs and documentation provided, we do not believe that the Willey House is individually eligible for inclusion in the National Register. Furthermore, we do not believe that the following properties are individually eligible for inclusion in the National Register:

Chaucie's House at 1118 East 131st Street
Stanbough Farm at 19239 Grassy Branch Road
Benjamin Chappel House at 416 West Smokey Road

With respect to the Grossman House at 445 Smokey Road, it does not appear that this property was included in the Reconnaissance Study completed by The Westerly Group. As a result, we do not have any background information regarding this property. To enable us to make an informed decision regarding the eligibility of this property, please provide historic documentation, such as approximate date of construction and previous owners.

If you have questions about our comments, please call Karie A. Brudis of our office at (317) 232-1646.

Very truly yours,


Jon C. Smith
Deputy State Historic Preservation Officer

JCS:KAB:JLC:kab

cc: Janice Osadczuk, Indiana Department of Transportation
John Baxter, Federal Highway Administration
Camille Fife, The Westerly Group
emc: Central Regional Office, Historic Landmarks Foundation of Indiana



Indiana Department of Natural Resources

Division of Historic Preservation & Archaeology • 402 W. Washington Street, W274 • Indianapolis, IN 46204-2739
Phone 317-232-1646 • Fax 317-232-0693 • dhpa@dnr.state.in.us

Frank O'Bannon, Governor
John Goss, Director



April 29, 2003

Cory Grayburn
Project Manager
Parsons Transportation Group
11405 North Pennsylvania Street, Suite 100
Carmel, Indiana 46032

Federal Agency: Federal Highway Administration

Re: Additional information regarding the Grossman House at 445 Smokey Row Road in conjunction with the modifications to US 31 from I-465 to SR 38 (Designation #9905500; DNR #8610-1)

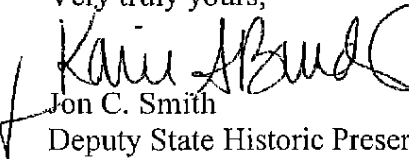
Dear Mr. Grayburn:

At your request, the Indiana State Historic Preservation Officer ("Indiana SHPO") has conducted an analysis of the materials dated March 20, 2003, and April 2, 2003, and received by the Indiana SHPO on March 21, 2003, and April 3, 2003, for the above indicated project in Carmel, Clay and Washington townships, Hamilton County, Indiana.

Based upon the photographs and documentation provided, we do not believe that the Grossman House is individually eligible for inclusion in the National Register of Historic Places.

If you have questions about our comments, please call Karie A. Brudis of our office at (317) 232-1646.

Very truly yours,


Jon C. Smith
Deputy State Historic Preservation Officer

JCS:KAB:kab

cc: Janice Osadczuk, Indiana Department of Transportation
John Baxter, Federal Highway Administration
Camille Fife, The Westerly Group
emc: Mark Dollase, Director, Central Regional Office, Historic Landmarks Foundation of Indiana